



(*Id.*) (emphasis in original.)

Since mailing the notice to the plaintiff, the court has received no further communication from him about this case, and the deadline for his response to Defendant Wang's motion has passed. Accordingly, I conclude that, pursuant to Rule 41(b) of the Federal Rules of Civil Procedure, the plaintiff has failed to prosecute this action. *See Ballard v. Carlson*, 882 F.2d 93, 95-96 (4th Cir. 1989) (stating pro se litigants are subject to time requirements and respect for court orders and dismissal is an appropriate sanction for non-compliance); *Donnelly v. Johns-Manville Sales Corp.*, 677 F.2d 339, 340-41 (3d Cir. 1982) (recognizing a district court may sua sponte dismiss without prejudice an action pursuant to Fed. R. Civ. P. 41(b)). Accordingly, I will dismiss the plaintiff's claims against the defendant Wang without prejudice and deny the defendant's pending motion as moot.

A separate Order will be entered herewith.

DATED: December 8, 2015.

/s/ James P. Jones

United States District Judge